UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

AMCO Insurance Company,

Civil No. 05-1296 (RHK/AJB)

Plaintiff,

VS.

ORDER FOR DISMISSAL WITHOUT PREJUDICE

Steven Dorpinghaus, d/b/a Dorpinghaus Construction, Tommy John Lokken, Richard John Rimer, III, and Anthony Steven Dorpinghaus,

Defendants.

and

Steven Dorpinghaus, d/b/a Dorpinghaus Construction,

Third-Party Plaintiff,

v.

Thomas Harder and Emerald Insurance Agency, Inc.,

Third-Party Defendants.

Based upon the Stipulation and agreement by and among the parties, through their respective counsel, **IT IS ORDERED** that the Third-Party Complaint against Thomas Harder and Emerald Insurance Agency, Inc. ("Harder and Emerald"), including all claims, cross-claims and counterclaims asserted against Harder and Emerald may be and hereby are **DISMISSED**

WITHOUT PREJUDICE, without costs to any party.

Dated: April 6, 2006

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge